

REMARKS

The above-identified patent application has been reviewed in light of the Examiner's Action mailed 26 March 2003 (Paper No. 4). Claims 1-3 were pending. Claim 1 has been amended herein. Claims 2 and 3 have been cancelled without intending to abandon or to dedicate to the public any patentable subject matter. Accordingly, following entry of the foregoing amendments, Claim 1 will be pending. As set forth more fully below, reconsideration and withdrawal of the Examiner's rejections of the claims are respectfully requested.

Claim Rejections Under 35 U.S.C. § 102

The Examiner has rejected Claims 1 and 3 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,192,891 (Gravel). Applicant has amended Claim 1 to include the limitations of Claim 2 and has cancelled Claims 2 and 3. As noted by the Examiner, Gravel does not teach a measuring lamp received in a lamp hole while being outwardly exposed through the lamp hole nor a fitting protrusion member mounted to the housing in a spring loaded state. Thus, Gravel does not anticipate Claim 1, as amended. Applicant therefore respectfully requests the Examiner's rejection under 35 U.S.C. § 102(b) be withdrawn.

Claim Rejections Under 35 U.S.C. § 103

The Examiner has rejected Claim 2 under 35 U.S.C. § 103(a) over Gravel in view of U.S. Patent No. 5,281,395 (Markart). The Examiner notes that Gravel does not teach a lamp in a lamp hole nor a protrusion member. The Examiner argues that it would have been obvious to incorporate the lamp of Markart positioned in a lamp housing to face the test field on a test strip and the catching element and catching projection which fit in a matching recess on the test carrier of Markart to the device of Gravel. Neither Gravel nor Markart teach a device such as the present invention in which one end of a test probe is inserted along the surface of the pump housing to interlock in position over a test lamp that projects out of the housing onto the test probe that is backed at that position by a measuring plate on the probe itself. Nor do the devices of Gravel or Markart disclose a configuration in which the test probe is locked into place against

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the pump housing by way of a spring-loaded protrusion from the pump housing. This configuration makes the insertion and alignment of the probe convenient and easier than either of the Gravel or Markart devices. For these reasons, the disclosures of Gravel and Markart do not teach or suggest all of the limitations of the device of the present invention as claimed in pending Claim 1 and therefore, Applicant respectfully requests that the rejection under 35 U.S.C. § 103(a) be withdrawn.

Based upon the foregoing, Applicant believes that pending claim 1 is in condition for allowance and such disposition is respectfully requested. In the event that a telephone conversation would further prosecution and/or expedite allowance, the Examiner is invited to contact the undersigned.

Respectfully submitted,

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Date: 11 JUNE 2003